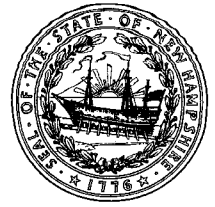




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

**LETTER OF DEFICIENCY
WET 06-052**

May 26, 2006

Anne Marie Colpitts
John Moody
115 Bishop St
Littleton, NH 03561

RE: DES Wetlands File #2006-00835 115 Bishop St, Littleton

Dear Ms. Colpitts and Mr. Moody:

On May 17, 2006, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above-referenced property, more specifically referenced on Town of Littleton Tax Map 67 as Lot 75 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Wt 100-800.

During the inspection the following deficiencies were documented:

- 1 Approximately 2,000 square feet of fill had been placed in a wetland without a permit from DES; and
2. No erosion controls had been installed and the fill had not been stabilized.

DES personnel determined that the area had been filled for lot development. Fill for lot development is not an approvable impact.

In response, you are requested to take the following actions:

1. **Immediately** install silt fence in the area between the wetland and at the toe (bottom) of the fill pile. Install the silt fence pursuant to the enclosed installation instructions.
2. **By August 1, 2006**, remove the toe of the fill pile for a distance of fifteen feet upslope and place out of DES jurisdiction; and
3. Reduce the angle or grade of the sideslope to the fill pile; seed all exposed soils and mulch with straw so that at least 80% of all exposed surfaces are vegetated.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

May 26, 2006

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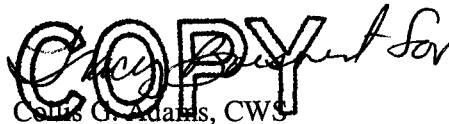
Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Linda Magoon
Wetlands Bureau
Department of Environmental Services
29 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Should you have any questions regarding this letter, please contact Linda Magoon at (603) 271-4056 or by e-mail at lmagoon@des.state.nh.us.

Sincerely,


Carol G. Adams, CWS

Administrator
Wetlands Bureau

CERTIFIED MAIL 7005 0390 0001 8439 3985

cc: Rene Pelletier, Asst. Director, Water Division
Gretchen R. Hamel, Administrator, DES Legal Unit
Littleton Conservation Commission
Littleton Board of Selectmen
USACOE